

- 1						
2 3 4	BORIS FELDMAN, State Bar No. 128838 Email: boris.feldman@wsgr.com IGNACIO E. SALCEDA, State Bar No. 164017 Email: isalceda@wsgr.com DIANE M. WALTERS, State Bar No. 148136 Email: dwalters@wsgr.com DOMINIQUE-CHANTALE ALEPIN, State Bar Email: dalepin@wsgr.com BRYAN J. KETROSER, State Bar No. 239105 Email: bketroser@wsgr.com WILSON SONSINI GOODRICH & ROSATI Professional Corporation 650 Page Mill Road	No. 241648				
8	Palo Alto, CA 94304-1050 Telephone: (650) 493-9300 Facsimile: (650) 565-5100					
10	Attorneys for Defendants					
11						
12	UNITED STATES DISTRICT COURT					
13	NORTHERN DISTRIC	CT OF CALIFORNIA				
14	OAKLAND	DIVISION				
15	In re ACCURAY INC. SECURITIES) LITIGATION)	Master File No. 4:09-cv-03362-CW				
16		CLASS ACTION				
17	This Document Relates To:	STIPULATION AND ORDER REGARDING CONTINUANCE OF MARCH 17, 2011				
18	ALL ACTIONS.	HEARING AND CASE MANAGEMENT CONFERENCE				
19						
20						
$\begin{bmatrix} 21 \\ 22 \end{bmatrix}$						
$\begin{bmatrix} 22 \\ 23 \end{bmatrix}$						
$\begin{bmatrix} 23 \\ 24 \end{bmatrix}$						
25						
$\begin{bmatrix} 25 \\ 26 \end{bmatrix}$						
27						
28						
	STIPULATION AND [PROPOSED] ORDER REGARDING CONTINUANCE OF HEARING & C MASTER FILE NO. 4:09-cv-03362-CW	CMC				

Case 4:09-cv-03362-CW Document 121 Filed 03/14/11 Page 2 of 5

1	WHEREAS, on August 31, 2010, this Court dismissed plaintiffs' [Corrected] Consolidated
2	Class Action Complaint for Violations of the Federal Securities Laws in the above-captioned action
3	(the "Action"), with leave to amend;
4	WHEREAS, on October 4, 2010, plaintiffs filed their [Corrected] First Amended Class
5	Action Complaint for Violations of the Federal Securities Laws (the "FAC");
6	WHEREAS, defendants filed a motion to dismiss the FAC on October 14, 2010;
7	WHEREAS, plaintiffs filed their opposition to defendants' motion to dismiss on October 28,
8	2010;
9	WHEREAS, defendants filed their reply on November 4, 2010;
10	WHERAS, defendants' motion was scheduled to be heard by the Court on November 18,
11	2010;
12	WHEREAS, by notice of this Court, the hearing was rescheduled to January 20, 2011;
13	WHEREAS, on January 4, 2011, the parties submitted a joint stipulation requesting that the
14	hearing be continued to February 17, 2011, and on January 6, 2011, the Court so ordered;
15	WHEREAS, on February 9, 2011, the parties submitted a joint stipulation requesting that the
16	hearing be continued to March 17, 2011, and on February 11, 2011, the Court so ordered;
17	WHEREAS, the parties' settlement discussions remain ongoing, and the parties have
18	continued to work with the Honorable Edward Infante (Ret.) regarding a potential resolution of this
19	matter;
20	WHEREAS, in order to facilitate settlement efforts and conserve expenses and judicial
21	resources, the parties have met and conferred and agreed, subject to Court approval, to a brief
22	continuance of the March 17, 2011 hearing and case management conference;
23	WHEREAS, the parties respectfully request that the March 17, 2011 hearing and case
24	management conference be rescheduled to April 7, 2011, or such a date thereafter that is convenient
25	for the Court;
26	WHEREAS, the requested continuance is not for the purpose of delay, promotes judicial
27	efficacy and will not prejudice any party;
28	

STIPULATION AND [PROPOSED] ORDER REGARDING CONTINUANCE OF HEARING & CMC MASTER FILE NO. 4:09-cv-03362-CW

1	THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the		
2	undersigned, subject to Court approval, as follows:		
3	The March 17, 2011 hearing regarding defendants' motion to dismiss, and March 17, 2011		
4	case management conference, shall be taken off calendar and rescheduled to April 7, 2011, or sucl	n a	
5	date thereafter that is convenient for the Court.		
6	DATED: March 14, 2011 ROBBINS GELLER RUDMAN & DOWD LLP		
7	SHAWN A. WILLIAMS DANIEL J. PFEFFERBAUM		
8			
9	/s/ DANIEL J. PFEFFERBAUM		
10	DANIEL J. PFEFFERBAUM		
11	Post Montgomery Center One Montgomery Street, Suite 1800		
12	San Francisco, CA 94104 Telephone: 415/288-4545		
13	Facsimile: 415/288-4534		
14	LABATON SUCHAROW LLP CHRISTOPHER J. KELLER		
15	JONATHAN GARDNER MARK GOLDMAN		
16	140 Broadway, 34th Floor New York, NY 10005		
17	Telephone: 212/907-0700 Facsimile: 212/818-0477		
18	Co-Lead Counsel for Plaintiffs		
19	DATED NO 1 14 2011		
20	DATED: March 14, 2011 WILSON SONSINI GOODRICH & ROSATI, P.C		
21	IGNACIO E. SALCEDA DIANE M. WALTERS		
22			
23	/s/ IGNACIO E. SALCEDA		
24	IGNACIO E. SALCEDA		
25	650 Page Mill Road Palo Alto, CA 94304 Telephone: 650/493-9300		
26	Facsimile: 650/565-5100		
27 28	Attorneys for Defendants		
20	STIPULATION AND [PROPOSED] ORDER REGARDING CONTINUANCE OF HEARING & CMC		

MASTER FILE NO. 4:09-cv-03362-CW

1			* * *
2	ORDER		
3	PURSUANT TO STIPULATION, IT IS SO ORDERED.		
4			
5	DATED: _	3/14/2011	Chalebil
6			THE HOMOLABLE CLAUDIA WILKEN UNITED STATES DISTRICT JUDGE
7			
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			

STIPULATION AND [PROPOSED] ORDER REGARDING CONTINUANCE OF HEARING & CMC MASTER FILE NO. 4:09-cv-03362-CW

28

Case 4:09-cv-03362-CW Document 121 Filed 03/14/11 Page 5 of 5

1	I, Ignacio E. Salceda, am the ECF User whose ID and password are being used to file this		
2	Stipulation and [Proposed] Order Regarding Continuance of March 17, 2011 Hearing and Case		
3	Management Conference. In compliance with General Order No. 45, X.B., I hereby attest that		
4	Daniel J. Pfefferbaum has concurred in this filing.		
5	/s/ IGNACIO E. SALCEDA		
6	IGNACIO E. SALCEDA		
7			
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			

STIPULATION AND [PROPOSED] ORDER REGARDING CONTINUANCE OF HEARING & CMC MASTER FILE NO. 4:09-cv-03362-CW